

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
PACIFIC PARK PLAZA
711 KAPIOLANI BOULEVARD, SUITE 600
HONOLULU, HAWAII 96813

AGENDA – FOURTEENTH MEETING

THURSDAY, OCTOBER 7, 2021
4:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Emergency Proclamation Related to the COVID-19 Response issued by Governor David Ige on August 5, 2021, relating to the COVID-19 pandemic (Proclamation), in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting. *The procedures have been modified to comply with Mayor Blangiardi's Proclamation and Emergency Order No. 2021-13, executed on September 17, 2021. In accordance with concern for public health and safety, in-person testimony in the hearings room has been cancelled until further notice. Please see the instructions below on how to submit oral testimony on any scheduled matter or how to make your appearance on a scheduled matter.*

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

No members of the public will be allowed into the hearings room, but may listen to the meeting on a live broadcast. The meeting may be heard by internet live streaming through <https://us06web.zoom.us/j/84100792625>; by dialing 1-408-638-0968, entering the meeting ID#: 841 0079 2625#; or, the preferred method, via the Liquor Commission website event calendar at <http://www.honolulu.gov/liq/event-calendar/>. You may pre-register to attend this meeting.

To provide the public with the best opportunity to observe the meeting, it is required to “mute” your device’s microphone to prevent technological difficulties.

All persons who are required to appear for the meeting must make your appearance by joining the meeting on the Zoom platform as described above. Please be aware that joining the meeting will involve entering the meeting number and completing a registration process so please allow sufficient time for this task. For testifiers or required attendees who are not able to access the Zoom platform, you may attend in person in Suite 600. While in Suite 600, all Social Distancing Requirements set forth in the Proclamation and the Emergency Order must be strictly observed.

Within forty (40) days after the meeting, the minutes will be posted to the Liquor Commission website at <http://www.honolulu.gov/liq/event-calendar/> for viewing. The minutes of prior meetings may also be viewed at said website.

ORAL TESTIMONY

Oral testimony will be permitted on all matters before the Commission subject to the following restrictions:

1. *All oral testimony must be submitted remotely through the Zoom platform.*
2. Each speaker is limited to a three-minute presentation.

WRITTEN TESTIMONY

Written testimony is strongly encouraged and may be submitted to the Administrator of the Commission three (3) working days prior to the date of the meeting as follows: FAX (808) 768-7311 or E-MAIL liquor@honolulu.gov. Written testimony will not be accepted in person at the meeting.

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet") will be available for viewing electronically, as soon as practicable, at the Liquor Commission website (<http://www.honolulu.gov/liq/event-calendar/>).

APPROVAL OF MINUTES:

The regular minutes of the 2nd (7/8/21) meeting, and the regular and executive session minutes of the 4th (7/22/21) meeting, as previously circulated, to be approved by the Commission.

PRELIMINARY HEARINGS:

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| 1. | Trans. Appl. No. 22-23629 from The Odom Corporation, dba The Odom Corporation | For the transfer of the business and Wholesale General license of Anheuser-Busch Sales of Hawaii, Inc., dba Anheuser-Busch Sales of Hawaii, 99-877 Iwaena Street, Aiea, and for a change of trade name to The Odom Corporation (C0107) |
| 2. | Appl. No. 21-23429 from Kaneohe Kikuya Restaurant LLC, dba Kaneohe Kiku-ya Japanese Restaurant, 46-056 Kamehameha Highway, Space G-10, Kaneohe | For a Restaurant General license (Category No. 1 – Standard Bar) |
| 3. | Appl. No. 22-23729 from Top II LLC, dba Top II Bar & Lounge, 3579 Waialae Avenue | For a Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing) |
| 4. | Appl. No. 22-23813 from Paia Fishmarket Kailua, Inc., dba Paia Fishmarket Kailua, Inc., 151 Hekili Street, Suite #150, Kailua | For a Restaurant General license (Category No. 1 – Standard Bar) |

LICENSE APPLICATIONS:

Temporary License Applications:

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| 5. Appl. No. 22-23730 from Top II LLC, dba Top II Bar & Lounge | For a [Stand-Alone] Temporary Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing) at 3579 Waialae Avenue, the former site of Top Of The Hill (E1606) |
| 6. Appl. No. 22-23821 from Central Oahu Event Center, LLC, dba Mango Street Grill | For a [Stand-Alone] Temporary Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing) at 130 Mango Street, Wahiawa, the current site of Dots (E0179) |

Caterer License Application:

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| 7. Appl. No. 22-23853 from Big City Diner Waipio, LLC, dba Big City Diner, Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing), 94-800 Ukee Street, Suite 305, Waipahu (R0735) | For a Caterer's license to cater off the licensed premises to 98-535 Kaonohi Street, Aiea (Pearl Country Club) from 6:00 a.m. to 11:59 p.m. (daily) from October 18, 2021 through October 26, 2021 (total of 9 days) |
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REQUEST:

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| 8. Request No. 22-23523 from 2885DH Management LLC, dba Lotus Honolulu at Diamond Head, Hotel General license, 2885 Kalakaua Avenue (L0054) | Notification of change in management

(Continued from September 30, 2021) |
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OTHER BUSINESS:

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| 9. | Request No. 22-23863
from Kenneth G.K. Hoo,
Esq., on behalf of Zetton,
Inc., dba Heavenly
Makani & Lanai | Requesting an extension of 12
months for the issuance of its liquor
license

(Appl. No. 20-21355 for a
Restaurant General license
(Category No. 2 – Live
Entertainment or Recorded Music
and Dancing), 7192 Kalanianaʻole
Highway, Suite D-105 was
approved on August 20, 2020;
license not yet issued) |
| 10. | Request No. 22-23869
from Wayne Luke, Esq.,
on behalf of Shinjo Wabiko | Requesting waiver of Rule 3-82-
32.1 requiring a temporary license
application be filed within five (5)
working days of the cancellation of
the previous license or the closing
of the business

(Premises at 808 Sheridan Street,
Unit 201, 205, 207, formerly Hawaii
Voice KTV & Lounge (E1557)) |

ACCEPTANCE OF PLEA AND ADOPTION OF DECISION AND ORDER:

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| 11. | Keolu Market
(LCV 21-0232)
(D1140) | For acceptance of plea and adoption
of Decision and Order |
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ADOPTION OF DECISION AND ORDER:

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| 12. | 2012 Sports Bar & Café
(LCV 21-0204)
(R0713T) | For adoption of Decision and Order |
| 13. | Emerald City
(LCV 19-0259)
(E0872) | do. |
| 14. | Emerald City
(LCV 20-0023)
(E0872) | do. |

ADOPTION OF DECISION AND ORDER: (CONT.)

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| 15. | Manulele Distillers, LLC
(nka Ko Hana Distillers)
(LCV 19-0397)
(A0015) | For adoption of Decision and Order |
| 16. | Maunakea Liquor &
Grocery
(LCV 19-0242)
(D0245) | do. |
| 17. | Scratch Kitchen and
Meatery
(LCV 20-0060)
(R1247) | do. |
| 18. | Sky Waikiki
(LCV 19-0247)
(I0129) | do. |
| 19. | Sura Hawaii
(LCV 19-0241)
(R1020) | do. |
| 20. | Sura Hawaii
(LCV 20-0022)
(R1020) | do. |
| 21. | Tony's Liquor & Deli
(LCV 19-0438)
(D0825) | do. |
| 22. | Tori Ton
(LCV 19-0234)
(R1230) | do. |
| 23. | Tori Ton
(LCV 20-0102)
(R1230) | do. |

ADJUDICATION HEARINGS:

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| 24. 2 Rende Vuu
(LCV 19-0329)
(E1179) | Licensee employed a person in that section of the licensed premises where liquor is sold, served, or consumed without said employee being properly registered with the Commission (Violation of Rule 3-82-38.5(a)) (Date of violation: On or about September 5, 2019) |
| 25. Buffalo Wild Wings
(LCV 19-0417)
(R1132) | Licensee failed to submit the name of every person then employed on the licensed premises who is registered with the Commission or who is subject to registration, on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about October 31, 2019, and/or during the period from October 31, 2019 to November 19, 2019) |
| 26. Buffalo Wild Wings
(LCV 19-0421)
(R1132) | Licensee's manager was not registered to the premises (Violation of Rule 3-82-38.9(c)) (Date of violation: On or about November 16, 2019) |
| 27. Buffalo Wild Wings
(LCV 19-0422)
(R1132) | Licensee failed to have a duly registered manager in active charge of the licensed premises during the time the establishment is open for business and licensed to sell or serve liquor (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about November 14, 2019) |
| 28. Cheeseburger Prime
(nka Waikiki Brewing Company)
(LCV 19-0396)
(B0008) | Licensee made physical alterations within its licensed premises without the prior written approval of the Commission (Violation of Rule 3-83-62(a)) (Date of violation: On or about October 10, 2019) |

ADJUDICATION HEARINGS: (CONT.)

29. Club Komo Mai
(LCV 19-0346)
(I0089)
- Licensee employed a person in that section of the licensed premises where liquor is sold, served or consumed without said employee being properly registered with the Commission (Violation of Rule 3-82-38.5(a)) (Date of violation: On or about September 28, 2019)
30. Lobster King
(LCV 21-0034)
(R0909)
- (1) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2020-31 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about January 8, 2021)
- (2) Licensee failed to have the street and/or primary entrances to the licensed premises unlocked during the time customers were on the premises (Violation of Rule 3-84-72.2) (Date of violation: On or about January 8, 2021)
- (Continued from August 19, 2021)
31. MK Market
(nka Popoki Mart)
(LCV 20-0094)
(D0246T)
(nka D0246)
- (1) Licensee made physical alterations within its licensed premises without the prior written approval of the Commission (Violation of Rule 3-83-62(a)) (Date of violation: On or about November 6, 2019)

ADJUDICATION HEARINGS: (CONT.)

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| | MK Market
(nka Popoki Mart)
(LCV 20-0094)
(D0246T)
(nka D0246)
(Cont.) | (2) | Licensee extended the area of the licensed premises without the prior permission of the Commission
(Violation of Section 281-62, HRS)
(Date of violation: On or about November 6, 2019) |
| 32. | Yakiniku Don-Day
(LCV 19-0419)
(R0965) | | Licensee permitted liquor of any kind, while in bottle, glass or other container, to be open and readily consumable within licensed premises before or after the hours established by the Commission
(Violation of Rule: 3-82-38.20(b))
(Date of violation: On or about November 15, 2019) |
| 33. | Yakiniku Sorabol
(LCV 19-0412)
(R0221) | | Licensee permitted liquor of any kind, while in bottle, glass or other container, to be open and readily consumable within licensed premises before or after the hours established by the Commission
(Violation of Rule: 3-82-38.20(b))
(Date of violation: On or about November 9, 2019) |
| 34. | Yakiniku Sorabol
(LCV 20-0053)
(R0221) | (1) | Licensee permitted liquor of any kind, while in bottle, glass or other container, to be open and readily consumable within licensed premises before or after the hours established by the Commission
(Violation of Rule: 3-82-38.20(b))
(Date of violation: On or about February 9, 2020) |
| | | (2) | Licensee conducted business outside of the class or category authorized by the Commission
(Violation of Rule 3-82-31.2(a))
(Date of violation: On or about February 9, 2020) |

ADJUDICATION HEARINGS: (CONT.)

35. Club Waterfall
(LCV 21-0114)
(E0599)

- (1) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-01 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about February 23, 2021)
- (2) Licensee's employee, who was not employed as an exotic dancer, was unclothed or in such attire, costume or clothing as to expose to view any portion of the pubic hair, anus, cleft of the buttocks, genitalia, or any portion of the female breast below the top of the areola (Violation of Rule 3-84-78.02(a)) (Date of violation: On or about February 23, 2021)
- (3) Licensee encouraged and/or permitted a person on the licensed premises to touch, caress or fondle the breasts, buttocks, anus or genitalia of any other person, either directly or through the clothing or any other material (Violation of Rule 3-84-78.042) (Date of violation: On or about February 23, 2021)

(Continued from July 22, 2021)

[History: 5/6/21, 7/22/21]

OTHER BUSINESS: (CONT.)

36. Liquor Administrator

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.